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8  
9 UNITED STATES DISTRICT COURT  
10 CENTRAL DISTRICT OF CALIFORNIA  
11 WESTERN DIVISION

12 BETWEEN THE LINES  
PRODUCTIONS, LLC, a California  
13 limited liability company,

14 Plaintiff,

15 v.

16 LIONS GATE ENTERTAINMENT  
CORP., a British Columbia corporation,  
17 and SUMMIT ENTERTAINMENT,  
LLC, a Delaware limited liability  
18 company,

19 Defendants.

20 AND RELATED COUNTERCLAIMS.  
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Case No. 2:14-cv-00104-R (PJWx)

**JOINT REPORT ON  
SETTLEMENT**

**Final Pre-Trial Conference:**

Date: April 20, 2015

Time: 10:00 a.m.

Ctrm: 8

Judge: Hon. Manuel L. Real

Complaint filed: Dec. 16, 2013

Trial Date: TBD

1 Pursuant to Local Rule 16-2.9, the parties Plaintiff and Counter-Defendant  
2 Between the Lines Productions, LLC (“BTL”) and Defendant and Counterclaimant  
3 Summit Entertainment, LLC (“Summit”) jointly submit this report on settlement for  
4 the Court’s consideration in advance of the upcoming final pre-trial conference.

5 Since BTL’s initiation of its first lawsuit against Summit relating to the  
6 *Twiharder* motion picture, the parties have discussed and attempted to negotiate a  
7 settlement on various occasions. Shortly after the first lawsuit was filed in 2013,  
8 Summit contacted BTL’s former counsel – who had represented BTL during the  
9 parties’ pre-lawsuit exchange of letters – regarding settlement. On September 9,  
10 2013, Summit arranged and paid for a mediation conference before mediator Joel  
11 Grossman, Esq., which conference was attended by the party representatives and  
12 their counsel, but was unsuccessful in producing a settlement agreement.

13 The parties continued their settlement discussions after BTL dismissed its  
14 first lawsuit pursuant to Fed.R.Civ.P 41(a)(1) and filed its second lawsuit. Prior to  
15 the Court’s dismissal of BTL’s prima facie tort claim, Summit – through a non-  
16 attorney representative, Russell Binder, Summit’s licensing agent – initiated  
17 settlement discussions with BTL’s principals, which were unsuccessful. After the  
18 Court’s dismissal of BTL’s prima facie tort claim, Summit arranged and paid for a  
19 mediation conference before the Hon. Dickran Tevrizian (Ret.) on January 5, 2015,  
20 which conference was attended by the party representatives and their counsel, but  
21 was unsuccessful in producing a settlement agreement.

22 After the hearing on BTL’s motions for summary judgment on March 16,  
23 2015 and the Court’s clear admonition that this case should settle, Summit again  
24 arranged and paid for a second mediation conference before Judge Tevrizian (third  
25 mediation conference overall) on March 19, 2015, which was attended in person by  
26 Summit and its counsel and attended telephonically by BTL and its counsel. The  
27 conference did not result in a settlement agreement. However, Summit, with the  
28 assistance of Judge Tevrizian, has continued to press for a potential settlement of

1 this dispute. Without revealing the confidential nature of the parties' discussions  
2 and negotiations, the parties have reached agreement on the majority of the  
3 settlement terms. BTL has not yet decided on the last material term proposed by  
4 Summit.

5 Respectfully submitted,

6 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP  
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8 Dated: April 9, 2015

By: /s/Jill M. Pietrini

Jill M. Pietrini

Paul A. Bost

Benjamin O. Aigboboh

11 Attorneys for Defendant and Counterclaimant  
12 Summit Entertainment, LLC  
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15 Dated: April 9, 2015

By: /s/James H. Freeman

James H. Freeman

17 Attorney for Plaintiff and Counter-Defendant  
18 Between the Lines Productions, LLC  
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**PROOF OF SERVICE**  
**STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

At the time of service, I was over 18 years of age and **not a party to this action**. I am employed in the County of Los Angeles, State of California. My business address is 1901 Avenue of the Stars, Suite 1600, Los Angeles, CA 90067-6055.

On April 9, 2015, I served true copies of the following document(s) described as **JOINT REPORT ON SETTLEMENT** on the interested parties in this action as follows:

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**BY CM/ECF NOTICE OF ELECTRONIC FILING:** I electronically filed the document(s) with the Clerk of the Court by using the CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system. Participants in the case who are not registered CM/ECF users will be served by mail or by other means permitted by the court rules.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on April 9, 2015, at Los Angeles, California.

/s/Lynne Thompson  
Lynne Thompson

SMRH:436914326.2